

EXHIBIT A TO NOTICE OF REMOVAL



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

NO.: _____

DIVISION _____

JONAH J. CORMIER

2011-1813A

versus

JPMORGAN CHASE & CO., AND CHASE HOME FINANCE, LLC

**PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT
INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE**

NOW INTO COURT, through undersigned counsel, comes JONAH J. CORMIER, who respectfully petitions this Honorable Court, as follows:

PARTIES

1.

JONAH J. CORMIER, ("Plaintiff" or "CORMIER"), is of the full age of majority domiciled in Lafayette Parish, State of Louisiana, residing at 510 Summerfest Drive, Lafayette, Louisiana 70507.

2.

JPMORGAN CHASE & CO., a foreign business corporation organized under the laws of the state of Delaware, and its subsidiary, CHASE HOME FINANCE, LLC, each continuously and systematically conducting business in the State of Louisiana, and are named as defendants herein, ("Defendants" or "CHASE").

BACKGROUND

3.

On or about October 28, 2008, CHASE voluntarily elected to participate in the United States Department of the Treasury's Troubled Assets Relief Program (TARP) Capital Purchase Program (CCP), whereby CHASE received \$25,000,000,000.00 from the Treasury Department in exchange for certain shares of preferred stock.

4.

As a condition precedent to Defendants' participation in TARP CCP, CHASE executed a Securities Purchase Agreement dated October 26, 2008, with the United States Department of the Treasury, wherein CHASE agreed, "to work diligently, under existing programs, to modify the terms of residential mortgages as appropriate to strengthen the health of the U.S. housing market."

5.

In May, 2009, the "Helping Families Save Their Homes Act of 2009,"¹ was signed into law, generating numerous incentive-laden programs to induce financial institutions to successfully assist homeowners in modifying their mortgages. The Home Affordable Modification Program (HAMP), administered by the Department of Treasury, is one such

¹ H.R. 1106 or S. 896.

program designed to assist homeowners in avoiding foreclosure by providing these institutions clear and consistent loan modification guidelines to help borrowers obtain more affordable payments.

6.

Defendants' implementation of the various loan modification programs and the contractual process resulting therefrom has proved to be an epic failure, rife with negligent misrepresentation, fraudulent inducement, gross mismanagement, bad faith dealing, unfair trade practices, and the implementation of systematic unlawful foreclosure proceedings for its financial benefit. It is generally financially advantageous for defendants to foreclose rather than offer permanent loan modifications.

7.

Data compiled by the United States Department of Treasury indicates that less six percent (6%) of eligible homeowners have been provided permanent loan modifications under HAMP since 2009, evidencing the dysfunction of the entire participating loan servicing industry.

FACTUAL ALLEGATIONS

8.

On June 15, 2007, **CORMIER** purchased the property located at 510 Summerfest Drive, Lafayette, Louisiana to be occupied as his family's principal residence. Mr. and Mrs. Cormier, along with their daughter, have continuously lived at this residence since the date of purchase.

9.

To obtain financing for the transaction, **CORMIER** signed a promissory note dated June 15, 2007, evidencing a loan received from Meritas Mortgage, LLC in the amount of \$164,000.00. **CORMIER** neither received nor is aware that authentic evidence of this note was filed in this executory proceeding.

10.

To secure the transaction, **CORMIER** granted a mortgage on the property in favor of Meritas Mortgage, LLC, its successors and/or assigns, in the amount of \$164,000.00. Meritas, thereafter assigned the mortgage note and mortgage to AmTrust Bank and AmTrust Financial Services, Inc., a lender based in New York, New York, although **CORMIER** neither received nor is aware that authentic evidence of this assignment was filed in the public records of Lafayette Parish, Louisiana or in the executory proceeding.

11.

In August 2007, **CORMIER** commenced sending AmTrust Bank monthly principal and interest payments in the amount of \$1,300.00. For approximately two (2) years **CORMIER** consistently and timely provided AmTrust the required monthly payment due, totaling over \$31,000.00.

12.

In 2009, AmTrust Bank assigned **CORMIER'S** loan and mortgage to **CHASE HOME FINANCE, LLC**, although **CORMIER** neither received nor is aware that authentic evidence of this assignment was filed in the public records of Lafayette Parish, Louisiana or in the executory proceeding.

13.

In November 2009, **CORMIER** elected to participate in **CHASE'S** FastPay program, wherein **CHASE** began to deduct **CORMIER'S** monthly mortgage payment directly from his IberiaBank checking account. **CHASE** notified **CORMIER** that it received the November, 2009 payment, but failed to reflect said payment on **CORMIER'S** December, 2009 mortgage statement. **CHASE** continued to deduct **CORMIER'S** monthly mortgage payment from his personal checking account, but repeatedly failed to apply said payments to his principal balance and indicated a delinquency.

14.

Also in November, 2009, **CHASE** offered to enroll **CORMIER** in its Home Affordable Modification Trial Period Plan to determine his potential eligibility to qualify for the federal government's Home Affordable Modification Program (HAMP).

15.

On or about December 8, 2009, **CORMIER** accepted **CHASE'S** offer to participate in the Home Affordable Modification Trial Period Plan, and forwarded **CHASE** all requested documentation. **CHASE** provided documentation indicating **CORMIER'S** trial period monthly payment as \$1,103.63. Nevertheless, **CHASE** continued to send **CORMIER** notices of delinquency based on their original monthly mortgage payment, and failed to credit **CORMIER'S** account balance with the actual payments being made.

16.

CORMIER attempted to address these issues directly with **CHASE**, which entailed countless frustrating hours on the telephone, week after week, enduring an endless series of roadblocks, dead-ends, unreturned calls, hand-offs to other departments, and numerous other bad faith stalling tactics specifically designed to overwhelm, exhaust, frustrate and deter any resolution of his loan and loan modification issues and problems.

17.

On the rare occasions **CORMIER** reached a **CHASE** loan modification representative by phone, **CHASE** advised him to disregard the inaccurate letters of delinquency and advised that in order to qualify for a permanent loan modification, his account was required to reflect a delinquent status. **CHASE** instructed **CORMIER** to continue paying the trial period payment amount until a final determination had been made, placing **CORMIER** further into delinquency each month during the trial period.

18.

Between January, 2010 and June, 2010, **CHASE** repeatedly informed **CORMIER** that he was required to submit certain documentation to complete his loan modification plan. Upon each request, **CORMIER** submitted and re-submitted the entire packet of required documentation. Upon each submission, **CORMIER** attempted to verify that **CHASE** received the documentation he submitted. **CHASE** ultimately denied **CORMIER'S** permanent loan modification due to **CORMIER'S** alleged failure to submit the required documentation.

19.

Shortly following its denial of **CORMIER'S** loan modification, **CHASE** instituted foreclosure proceedings through executory process against **CORMIER'S** residence, inaccurately alleging the amount due and owing under the terms of the loan and the trial modification period.

20.

CHASE'S private mortgage insurance coverage for this loan, along with the federal government's "bail out" protections, allows **CHASE** to financially benefit from the seizure and sale of **CORMIER'S** property, which is scheduled to occur on May 25, 2011.

ACTION FOR DAMAGES

21.

CORMIER re-pleads and re-alleges the allegations in the prior paragraphs as if set forth in full.

22.

CORMIER alleges **CHASE** breached the legal duty owed to him to administer its loan modification program in good faith and to provide accurate information concerning his application status, and breached the loan modification contract accepted by **CORMIER**.

23.

CORMIER alleges **CHASE** breached the implied loan modification contract between the parties, and negotiated said contract in bad faith.

24.

CORMIER alleges **CHASE** intentionally and/or negligently misrepresented information about the assignment of his mortgage loan and its loan modification program, and intentionally and/or with gross negligence mismanaged the loan modification contract to ensure excessive fees and delinquencies were assessed, resulting in the ultimate foreclosure of **CORMIER'S** property, to the exclusive benefit of **CHASE**.

25.

CORMIER alleges **CHASE** violated the covenants in the Act of Mortgage, which provided **CORMIER** the unconditional right to reinstate his loan.

26.

CORMIER alleges **CHASE'S** deceptive and bad faith conduct amounts to the tortious interference of **CORMIER'S** mortgage loan contract and loan modification contract, and further avails himself to claims against **CHASE** arising under any theory of law not specifically alleged but may be shown at the time of the trial of this matter.

27.

CORMIER alleges **CHASE** improperly seized his property by improperly initiating its proceeding through executory process.

28.

CORMIER alleges **CHASE'S** deceptive and unfair business dealings with respect to its loan modification program violated Louisiana Revised Statute 15:1401 *et seq.*, the Louisiana Unfair Trade Practices Act, entitling **CORMIER** to damages, attorney fees, and costs.

**CAUSE FOR PRELIMINARY OR PERMANENT INJUNCTION TO
ARREST SEIZURE AND SALE**

29.

CORMIER requests that after due proceedings are had, this Honorable Court issue a preliminary or permanent injunction arresting the seizure and sale of Plaintiff's property on the basis that:

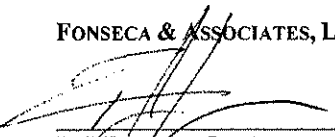
1. **CHASE**, in its petition and its attachments for executory process, failed to properly satisfy the legal requisites for said proceeding;
2. A favorable resolution of the claims alleged by **CORMIER**, following a determination of the facts and governing law, would render **CHASE'S** foreclosure proceeding moot. **CORMIER** is due to suffer irreparable harm if these issues are not resolved prior to the scheduled sheriff's sale. In *Indymac Fed. Bank, FSB v. Grashon*, 45 So.3d 170 (La. 2010), the court upheld the trial court's injunction, finding unanswered factual questions about whether the parties entered a forbearance agreement.
3. **CORMIER** specifically alleges fraud, breach of contract, negligent misrepresentation, breach of Defendants' duty to act and negotiate in good faith, and tortious interference with contract as affirmative defenses to the legal enforceability of Plaintiff's mortgage.

WHEREFORE, JONAH J. CORMIER prays that Defendants be cited and served and that after due proceeding that judgment be rendered herein in favor of **JONAH J. CORMIER** and against **JPMORGAN CHASE & CO** and **CHASE HOME FINANCE, LLC** with all costs imposed on Defendants, including damages and attorney's fees to the extent recoverable under the law and the evidence.

CORMIER further prays for all relief proper in the premises and for full, general and equitable relief.

Respectfully submitted by:

FONSECA & ASSOCIATES, LLC


R. J. FONSECA, JR., ATTORNEY AT LAW
Bar Roll No. 26883
217 Rue Louis XIV, Suite 100
Lafayette, LA 70508
(337) 456-1163 office
(337) 232-8740 facsimile

PLEASE SERVE:

1. Chase Home Finance, LLC through its Registered Agent:

C T Corporation System
5615 Corporate Blvd., Ste. 400B
Baton Rouge, Louisiana 70808;

2. JPMorgan Chase & Co:

Through the Secretary of State;
and,

3. Chase Home Finance, LLC through its attorney of record:

Fred J. Daigle, Attorney at Law
Graham, Arceneaux, & Allen, LLC
601 Poydras, Suite 2210
New Orleans, Louisiana 70130

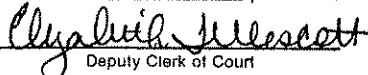
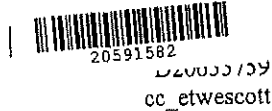
FILED THIS 28
DAY OF March, 2011

Deputy Clerk of Court

EXHIBIT B TO NOTICE OF REMOVAL



Ordered by Atty.: R.J. FONSECA, JR

CITATION

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

STATE OF LOUISIANA

TO: JPMORGAN CHASE & CO:
THROUGH THE SECRETARY OF STATE

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.

Elizabeth M. Escott
Deputy Clerk of Court
Lafayette Parish

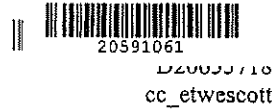
*Attached are the following documents:

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE
RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL,
HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN
Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____ APR 06 2011
Served: _____
Personal () _____
Domiciliary () on _____ I made service on the named party through the
Office of the Secretary of State
Unable to Locate Moved () No Such Address () by tendering a copy of this document to
Other Reason: _____
Received Too Late For Service ()
Service Of Within Papers
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy _____
Lafayette Parish Clerk of Court
Filed This Day
APR 11 2011
By: *Justin Dugas*
Clerk of Court

☒ JULIE NESBITT
☒ TAMMY GLOVER
☐ MEGHAN SHANKS
Deputy Sheriff, Parish of East Baton Rouge, Louisiana



Ordered by Atty.: R.J. FONSECA, JR

CITATION**JONAH J CORMIER****Fifteenth Judicial District Court****VS****Docket Number: C-20111813 A****CHASE HOME FINANCE LLC, ET AL****Parish of Lafayette, Louisiana****STATE OF LOUISIANA**

**TO: CHASE HOME FINANCE, LLC
THROUGH ITS REGISTERED AGENT:
CT CORPORATION SYSTEM
5615 CORPORATE BLVD.
STE. 400B
BATON ROUGE, LA 70808**

of the Parish of E. BATON ROUGE

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Elyse M. Escott
Deputy Clerk of Court
Lafayette Parish

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Deputy _____

APR 06 2011
...service on the named party through the
CT Corporation
...tendering a copy of this document to
LYNETTE BASS
JULIE CHISM
RODERICK THOMAS
E. Cummins
Deputy Sheriff, Parish of East Baton Rouge, Louisiana

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011
Jailin Dugan
Clerk of Court

EXHIBIT C TO NOTICE OF REMOVAL

AFFIDAVIT

STATE OF OHIO

COUNTY OF FRANKLIN

BEFORE ME, the undersigned Notary Public, duly commissioned in the State and County aforesaid, personally came and appeared:

THOMAS E. REARDON, who is a person of the full age of majority who after being sworn did depose:

1. That this Affidavit is based on my personal knowledge and my examination of the records of Chase Home Finance LLC and JPMorgan Chase Bank, N.A., successor by merger to Chase Home Finance LLC.
2. That I am employed by JPMorgan Chase Bank, N.A., successor by merger to Chase Home Finance LLC.
3. That I am currently employed as an Assistant Vice-President with JPMorgan Chase Bank, N.A., successor by merger to Chase Home Finance LLC.
4. As an Assistant Vice-President, I am familiar with membership of Chase Home Finance LLC and the principal place of business and main office of JPMorgan Chase Bank, N.A.
5. From January 1, 2005 to May 1, 2011, Chase Home Finance LLC was a limited liability company organized and existing pursuant to the laws of the state of Delaware, having its principal place of business located in the state of New Jersey.
6. There was only one member/parent of Chase Home Finance LLC, and that member/parent was Chase Home Finance, Inc.
7. Chase Home Finance Inc. is a corporation organized and existing pursuant to the laws of the state of Delaware, having its principal place of business in the state of New Jersey.

8. Chase Home Finance LLC was an operating subsidiary of JPMorgan Chase Bank, N.A. and was supervised and regulated as such by the Office of the Comptroller of the Currency.
9. JPMorgan Chase Bank, N.A. is the successor by merger to Chase Home Finance LLC by virtue of a merger effective May 1, 2011, and is supervised and regulated by the Office of the Comptroller of the Currency.
10. From January 1, 2005 to present, JPMorgan Chase Bank, National Association was and is a national banking association organized pursuant to the laws of the United States with its main office in Columbus, Ohio and its principal place of business in New York, New York.
11. The substance of this Affidavit is true and correct, and based on my personal knowledge after review of all pertinent documentation and/or records in the possession of Chase Home Finance LLC and JPMorgan Chase Bank, N.A., successor by merger to Chase Home Finance LLC.



Thomas E. Reardon

SWORN TO AND SUBSCRIBED before me on this 4th day of May, 2011.



Notary Public

Printed Name: _____

Bar Roll / Notary No.: _____

My Commission Expires: _____



CASSIE FREEMAN
Notary Public, State of Ohio
My Comm. Expires 02/21/2015

EXHIBIT D TO NOTICE OF REMOVAL



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

NO:

DIVISION " "

CHASE HOME FINANCE, LLC

VERSUS

DIV. "F"

JONAH JOSEPH CORMIER

FILED: _____

DEPUTY CLERK

PETITION FOR EXECUTORY PROCESS

TO THE HONORABLE, THE JUDGES OF THE 15TH JUDICIAL DISTRICT COURT
FOR THE PARISH OF LAFAYETTE, STATE OF LOUISIANA

The petition of Chase Home Finance, LLC, 3415 Vision Drive,
Columbus, OH 43219-3792, with respect represents:

I.

Petitioner is the holder, for valuable consideration before
maturity, of a promissory note executed by Jonah Joseph Cormier,
who is a resident of and domiciled in the Parish of Lafayette,
State of Louisiana, payable to the order of Meritas Mortgage, LLC,
in the principal sum of \$164,000.00, dated June 15, 2007, payable
at 2014ew. Pinhook Road, Suite 605, Lafayette, LA 70508, or at
such other place as the holder may designate in writing, in fixed
monthly installments of principal and interest of \$1,063.71,
commencing on the first day of August, 2007, and payable in full on
or before the first day of July, 2037. The said note bears
interest at the rate of 6.75% percent per annum on the unpaid
balance from date until paid, and which said note is paraphed "Ne
Varietur" for identification with an Act of Mortgage, dated June
15, 2007, and passed before Gerald J. Dartez, Notary Public in and
for the Parish of Lafayette and two witnesses, and duly recorded at
File No. 2007-00027212, Parish of Lafayette, State of Louisiana,
all of which will more fully appear from the original of said note,
which is attached hereto and made a part hereof and which is marked

FAX FILED THIS 17
DAY OF Dec, 2010
[Signature]
Deputy Clerk of Court

Plaintiff's Exhibit "A" and from a certified copy of the said Act, which is also attached hereto and made a part hereof and which is marked Plaintiff's Exhibit "B".

II.

The said mortgagor did, in the said Act, waive all homestead exemptions to which he may be entitled under the Constitution and laws of the State of Louisiana.

III.

In the above mentioned Act, the mortgagor agreed that the property hereinafter described would remain specially mortgaged, affected and hypothecated in favor of Meritas Mortgage, LLC, lender or any future holder or holders of said note, until the full and final payment thereof, in principal, interest attorney's fees, taxes and costs and the mortgagor bound and obligated himself not to sell, alienate or encumber the property to the prejudice of the Act of Mortgage.

IV.

In the above mentioned Act, the said mortgagor confessed judgment on the note and consented that if same were not paid in accordance with the terms, conditions and stipulations of the said Act, said property would be seized and sold under Executory Process.

V.

In the said Act hereinabove referred to, the said mortgagor did specially mortgage, affect and hypothecate unto and in favor of the mortgagee, Meritas Mortgage, LLC and any and all other future holders of the note, the following described property situated in the Parish of Lafayette, State of Louisiana, to-wit:

THAT CERTAIN LOT OF GROUND, together with all buildings and improvements and the component parts thereof, situated in Section 35, T8S, R4E, Lafayette Parish, Louisiana, and being known and designated as Lot 68 of Fairgrounds Place Subdivision, Phase III, said lot having such measurements, boundaries, configurations and dimensions as are more fully shown and described on that certain plat of survey prepared by

Paul L. Miers Engineering, LLC, dated April 5, 2006, revised May 4, 2006, a copy of which is attached to that certain act and filed under Entry No. 2006-18297, records of Lafayette Parish, Louisiana, which plat of survey is made a part thereof by reference thereto.

Which has the address of 510 Summerfest Drive, Lafayette, LA 70507

VI.

By Act of Notarial Endorsement and Assignment of Mortgage Note, the above described mortgage note was transferred and assigned by Meritas Mortgage, LLC to AmTrust Bank. All as is reflected on the endorsement to the note.

VII.

AmTrust Bank endorsed the Note in blank rendering the Note bearer paper as defined by La. R.S. 10:3-109 so that the Note could be negotiated by transfer of possession alone. Said endorsement is a private writing which is deemed authentic for purposes of Executory Process by La. R.S. 13:4102(A), La R.S. 9:4422 and La. C.C.P. art. 2635. Plaintiff is the present holder, owner, and possessor of the Note and does hereby attach the Original Note to this petition.

VIII.

The mortgagor having failed to make the payments required under the terms of his mortgage, is in default under the terms of said mortgage and Chase Home Finance, LLC, as the last holder of the note after having given due notice to mortgagor herein, has exercised its option to accelerate the mortgage and declare the balance of the note, including principal, interest, insurance and attorney's fees, due and payable, inasmuch as petitioner's records reflect unpaid installments from May 1, 2010, to date.

NOTICE PURSUANT TO THE FAIR DEBT COLLECTION PRACTICES ACT

This is an attempt to collect a debt, and any information obtained will be used for that purpose. The amount of the debt you owe is stated in Paragraph VIII. The name of the creditor is Chase Home Finance, LLC. Unless you notify us in writing within thirty (30) days of receipt of this notice that you dispute the validity

of the debt, we will assume that the debt is valid. If you notify us in writing within thirty (30) days of receipt of this notice, that the debt or any portion thereof is disputed, we will obtain and provide you with verification of the debt in writing. If Chase Home Finance, LLC, is not the original creditor, we will provide you with the name and address of the original creditor, by mail, if you make written request for this information, within thirty (30) days of receipt of this notice.

WHEREFORE, petitioner prays for an order of Executory Process herein, and further, that a writ of seizure and sale issue herein directing the Sheriff for the Parish of Lafayette, State of Louisiana, to seize and sell with appraisement and, after due advertisement, delays, requisites and formalities, free and clear of all homestead rights and exemptions, the property hereinabove described, according to law, for cash, to pay and satisfy the claim of petitioner, the principal sum of \$158,788.78 with 6.75% percent interest thereon from April 1, 2010 until paid, together with accumulated late charges, any additional amounts which petitioner has advanced or hereafter advances, as permitted by the Note and Mortgage, for taxes, insurance, assessments, repairs to and maintenance and preservation of the mortgaged property, together with reasonable attorney's fees on the total amount of principal, interest and all current and future advances, together with all costs of these proceedings; that out of the proceeds of the sale, petitioner be paid the amount of its claim in preference and priority over all other persons herein.

GRAHAM, ARCENEUX & ALLEN, LLC

BY 

LOUIS GRAHAM ARCENEUX

Bar Roll No. 25334

STACY C. WHEAT

Bar Roll No. 19826

FRED J. DAIGLE

Bar Roll No. 24066

601 Poydras St., Suite 2210

New Orleans, LA 70130

Phone: (504) 522-8256

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Also in November, 2009, **CHASE** offered to enroll **CORMIER** in its Home Affordable Modification Trial Period Plan to determine his potential eligibility to qualify for the federal government's Home Affordable Modification Program (HAMP).

15.

On or about December 8, 2009, **CORMIER** accepted **CHASE'S** offer to participate in the Home Affordable Modification Trial Period Plan, and forwarded **CHASE** all requested documentation. **CHASE** provided documentation indicating **CORMIER'S** trial period monthly payment as \$1,103.63. Nevertheless, **CHASE** continued to send **CORMIER** notices of delinquency based on their original monthly mortgage payment, and failed to credit **CORMIER'S** account balance with the actual payments being made.

16.

CORMIER attempted to address these issues directly with **CHASE**, which entailed countless frustrating hours on the telephone, week after week, enduring an endless series of roadblocks, dead-ends, unreturned calls, hand-offs to other departments, and numerous other bad faith stalling tactics specifically designed to overwhelm, exhaust, frustrate and deter any resolution of his loan and loan modification issues and problems.

17.

On the rare occasions **CORMIER** reached a **CHASE** loan modification representative by phone, **CHASE** advised him to disregard the inaccurate letters of delinquency and advised that in order to qualify for a permanent loan modification, his account was required to reflect a delinquent status. **CHASE** instructed **CORMIER** to continue paying the trial period payment amount until a final determination had been made, placing **CORMIER** further into delinquency each month during the trial period.

18.

Between January, 2010 and June, 2010, **CHASE** repeatedly informed **CORMIER** that he was required to submit certain documentation to complete his loan modification plan. Upon each request, **CORMIER** submitted and re-submitted the entire packet of required documentation. Upon each submission, **CORMIER** attempted to verify that **CHASE** received the documentation he submitted. **CHASE** ultimately denied **CORMIER'S** permanent loan modification due to **CORMIER'S** alleged failure to submit the required documentation.

19.

Shortly following its denial of **CORMIER'S** loan modification, **CHASE** instituted foreclosure proceedings through executory process against **CORMIER'S** residence, inaccurately alleging the amount due and owing under the terms of the loan and the trial modification period.

20.

CHASE'S private mortgage insurance coverage for this loan, along with the federal government's "bail out" protections, allows **CHASE** to financially benefit from the seizure and sale of **CORMIER'S** property, which is scheduled to occur on May 25, 2011.

ACTION FOR DAMAGES

21.

CORMIER re-pleads and re-alleges the allegations in the prior paragraphs as if set forth in full.

22.

CORMIER alleges **CHASE** breached the legal duty owed to him to administer its loan modification program in good faith and to provide accurate information concerning his application status, and breached the loan modification contract accepted by **CORMIER**.

23.

CORMIER alleges **CHASE** breached the implied loan modification contract between the parties, and negotiated said contract in bad faith.

24.

CORMIER alleges **CHASE** intentionally and/or negligently misrepresented information about the assignment of his mortgage loan and its loan modification program, and intentionally and/or with gross negligence mismanaged the loan modification contract to ensure excessive fees and delinquencies were assessed, resulting in the ultimate foreclosure of **CORMIER'S** property, to the exclusive benefit of **CHASE**.

25.

CORMIER alleges **CHASE** violated the covenants in the Act of Mortgage, which provided **CORMIER** the unconditional right to reinstate his loan.

26.

CORMIER alleges **CHASE'S** deceptive and bad faith conduct amounts to the tortious interference of **CORMIER'S** mortgage loan contract and loan modification contract, and further avails himself to claims against **CHASE** arising under any theory of law not specifically alleged but may be shown at the time of the trial of this matter.

27.

CORMIER alleges **CHASE** improperly seized his property by improperly initiating its proceeding through executory process.

28.

CORMIER alleges **CHASE'S** deceptive and unfair business dealings with respect to its loan modification program violated Louisiana Revised Statute 15:1401 *et seq.*, the Louisiana Unfair Trade Practices Act, entitling **CORMIER** to damages, attorney fees, and costs.

**CAUSE FOR PRELIMINARY OR PERMANENT INJUNCTION TO
ARREST SEIZURE AND SALE**

29.

CORMIER requests that after due proceedings are had, this Honorable Court issue a preliminary or permanent injunction arresting the seizure and sale of Plaintiff's property on the basis that:

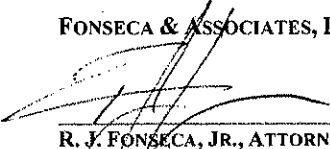
1. **CHASE**, in its petition and its attachments for executory process, failed to properly satisfy the legal requisites for said proceeding;
2. A favorable resolution of the claims alleged by **CORMIER**, following a determination of the facts and governing law, would render **CHASE'S** foreclosure proceeding moot. **CORMIER** is due to suffer irreparable harm if these issues are not resolved prior to the scheduled sheriff's sale. In *Indymac Fed. Bank, FSB v. Groshon*, 45 So.3d 170 (La. 2010), the court upheld the trial court's injunction, finding unanswered factual questions about whether the parties entered a forbearance agreement.
3. **CORMIER** specifically alleges fraud, breach of contract, negligent misrepresentation, breach of Defendants' duty to act and negotiate in good faith, and tortious interference with contract as affirmative defenses to the legal enforceability of Plaintiff's mortgage.

WHEREFORE, JONAH J. CORMIER prays that Defendants be cited and served and that after due proceeding that judgment be rendered herein in favor of **JONAH J. CORMIER** and against **JPMORGAN CHASE & CO** and **CHASE HOME FINANCE, LLC** with all costs imposed on Defendants, including damages and attorney's fees to the extent recoverable under the law and the evidence.

CORMIER further prays for all relief proper in the premises and for full, general and equitable relief.

Respectfully submitted by:

FONSECA & ASSOCIATES, LLC


R. J. FONSECA, JR., ATTORNEY AT LAW
Bar Roll No. 26883
217 Rue Louis XIV, Suite 100
Lafayette, LA 70508
(337) 456-1163 office
(337) 232-8740 facsimile

PLEASE SERVE:

1. Chase Home Finance, LLC through its Registered Agent:

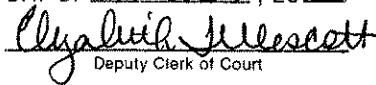
C T Corporation System
5615 Corporate Blvd., Ste. 400B
Baton Rouge, Louisiana 70808;

2. JPMorgan Chase & Co:

Through the Secretary of State;
and,

3. Chase Home Finance, LLC through its attorney of record:

Fred J. Daigle, Attorney at Law
Graham, Arceneaux, & Allen, LLC
601 Poydras, Suite 2210
New Orleans, Louisiana 70130

FILED THIS 28
DAY OF March, 2011

Deputy Clerk of Court



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

NO.: _____

DIVISION _____

JONAH J. CORMIER

versus

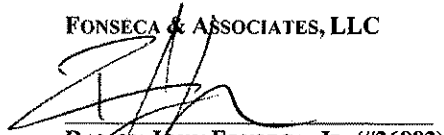
JPMORGAN CHASE & CO AND CHASE HOME FINANCE, LLC

REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS

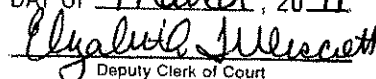
PLEASE TAKE NOTICE that Ramon John Fonseca, Jr., attorney for JONAH J. CORMIER, does hereby request written notice of the date of trial of the above matter, as well as notice of all hearings, (whether on merits or otherwise), Orders, Judgments and interlocutory decrees, and any and all formal steps taken by the parties herein as provided by Louisiana Code of Civil Procedure Articles 1572, 1913, and 1914. I hereby certify that a copy of this Notice has this date been forwarded to all parties by depositing same in the United States Mail, postage pre-paid and properly addressed.

Respectfully Submitted by,

FONSECA & ASSOCIATES, LLC



RAMON JOHN FONSECA, JR. (#26883)
ATTORNEY AT LAW
217 Rue Louis XIV, Suite 100
Lafayette, Louisiana 70508
Telephone: (337) 456-1163
Facsimile: (337) 232-8740

FILED THIS 28
DAY OF May, 20 11

Deputy Clerk of Court



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF .

STATE OF LOUISIANA

NO.: _____

DIVISION _____

JONAH J. CORMIER

versus

JPMORGAN CHASE & CO AND CHASE HOME FINANCE, LLC

VERIFICATION

STATE OF LOUISIANA

PARISH OF LAFAYETTE

BEFORE ME, the undersigned authority, personally came and appeared:

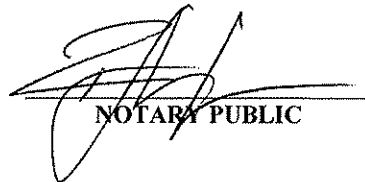
JONAH J. CORMIER

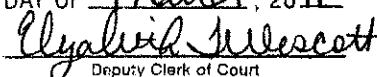
who, after being duly sworn, did depose and say that:

He is the petitioner in the above-entitled matter, and that all of the allegations contained in the **PETITION FOR DAMAGES AND FOR PRELIMINARY INJUNCTION TO ARREST SEIZURE AND SALE** are true and correct to the best of his knowledge and belief.


JONAH J. CORMIER

Sworn to and Subscribed before me, Notary Public, at Lafayette, Louisiana, this 11th,
day of March, 2011.


NOTARY PUBLIC

FILED THIS 28
DAY OF March, 2011

Deputy Clerk of Court



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

NO.: _____

DIVISION _____

JONAH J. CORMIER

versus

JPMORGAN CHASE & CO AND CHASE HOME FINANCE, LLC

VERIFICATION

STATE OF LOUISIANA

PARISH OF LAFAYETTE

BEFORE ME, the undersigned authority, personally came and appeared:

JONAH J. CORMIER

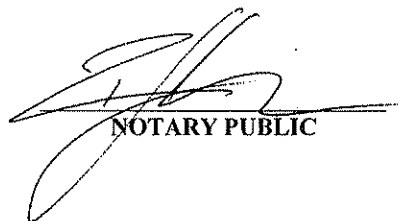
who, after being duly sworn, did depose and say that:

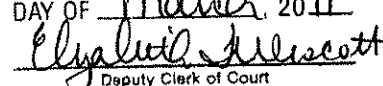
He is the petitioner in the above-entitled matter, and that all of the allegations contained in the PETITION FOR DAMAGES AND FOR PRELIMINARY INJUNCTION TO ARREST SEIZURE AND SALE are true and correct to the best of his knowledge and belief.


JONAH J. CORMIER

Sworn to and Subscribed, before me, Notary Public, at LAFAYETTE,

Louisiana, this 11th day of March, 2011.


NOTARY PUBLIC

FILED THIS 28
DAY OF MARCH, 2011

Deputy Clerk of Court



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

NO.: _____

DIVISION _____

JONAH J. CORMIER

versus


JPMORGAN CHASE & CO AND CHASE HOME FINANCE, LLC

ORDER FOR RULE TO SHOW CAUSE

Considering the above and foregoing;

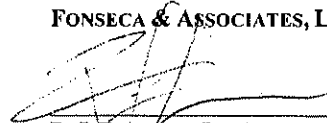
IT IS ORDERED that JONAH J. CORMIER, JPMORGAN CHASE & CO and CHASE HOME FINANCE, LLC, show cause on the 16 day of May, 2011 at 10 o'clock Am, why a preliminary or permanent injunction arresting the seizure and sale of immovable property should not be issued.

Lafayette, Louisiana, this 29 day of March, 2011.


DISTRICT JUDGE

Respectfully submitted by:

FONSECA & ASSOCIATES, LLC


R. J. FONSECA, JR., ATTORNEY AT LAW
Bar Roll No. 26883
217 Rue Louis XIV, Suite 100
Lafayette, LA 70508
(337) 456-1163 office
(337) 232-8740 facsimile

PLEASE SERVE:

1. Chase Home Finance, LLC through its Registered Agent:

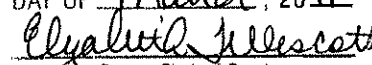
C T Corporation System
5615 Corporate Blvd., Ste. 400B
Baton Rouge, Louisiana 70808;

2. JPMorgan Chase & Co:

Through the Secretary of State;
and,

3. Chase Home Finance, LLC through its attorney of record:

Fred J. Daigle, Attorney at Law
Graham, Arceneaux, & Allen, LLC
601 Poydras, Suite 2210
New Orleans, Louisiana 70130

FILED THIS 29
DAY OF March, 2011

Deputy Clerk of Court



Louis J. Perret
Clerk of Court, Lafayette Parish
P. O. Box 2009
Lafayette, LA 70502
Telephone: (337) 291-6400

March 30, 2011

RAMON J FONSECA JR
217 RUE LOUIS XIV STE 100
LAFAYETTE, LA 70508-5778

RE: JONAH J CORMIER
VS
CHASE HOME FINANCE LLC, ET AL
Docket Number: C-20111813 A

Dear Sir or Madam:

In accordance with R. S. 9:28007, when a suit has been filed in State District Court for personal injury, you are required to complete Section A of the attached reporting form from the Commissioner of Insurance.

Please return the attached reporting form immediately to the Lafayette Parish Clerk of Court Office for further processing.

Should you have any questions concerning this matter, please do not hesitate to contact us.

Sincerely,

A handwritten signature in dark ink, which appears to read "Elizabeth M. Scott", is written over a horizontal line.

Deputy Clerk of Court
Lafayette Parish

Fax Conf Cost _____

CIVIL CHARGE SHEET



Docket # / Div: _____

2011-1813A

Date / Fax File Stamp Only

Headed By: _____

Ray

Adv. Deposit: \$ _____

(Initials)

Walk Thru: _____

(Instructions)

Court Cost: _____

Abandonment

Cancellation

Dismissal

Garn Release

Sat of JMT

Return Originals

No. of Attys

HOLD (Sheriff Only)

HOLD (Both)

Return on Writ

Canc of S & S

___ Cit

___ OK

___ HOLD

Court Cost Use Only

Route To: 1 _____

2 _____

3 _____

4 _____

5 _____

6 _____

Return To: CHARGE CLERK: _____

HOLDING: _____

COURT COST: _____

OTHER: _____

CERTIFICATE: _____

PROCESSING CHARGES

No Addt'l Charges Required _____

Description	QTY	Description	QTY
Cert Copy Stamps	15	Letter - General Return	
Cert Mail / Return Receipt		Letter - Ntc of Signing JMT	
Citation	3	Notice of Hearing	1
Citation - Ntc of JMT		Rule NiSi	3
Conformed Group	1	Subpoena	
Copies / # of Pages	36	Sub DT	
Fax Outgoing		TRO	
JMT Recorded (Mtg)		TRO Recorded	
JMT Recorded (Conv)		Writ of:	
JMT Recorded (Both)		Other:	
Letter - Address Request			
Letter - Cert of Divorce			
Letter - Comm of Ins	1		

Court Dates: _____

Temp: _____

HOC: _____

Rule: _____

Reset: _____

Conf: _____

NOTES / REMARKS:

Charge Clerk / Intake Clerk Use Only

Certified Copy Given: _____

Conformed Group _____

Charge Clerk _____

Processed By: _____

Edw

FONSECA & ASSOCIATES

ATTORNEYS AND COUNSELORS AT LAW
A Professional Limited Liability Company

| 217 RUE LOUIS XIV SUITE 100 | LAFAYETTE, LOUISIANA 70508 |
| OFFICE: (337) 456-1163 | FACSIMILE: (337) 232-8740 |



2011 MAR 23 10:17:30

March 24, 2011

Honorable Louis J. Perret
Clerk of Court, Lafayette Parish
P.O. Box 2009
Lafayette, LA 70502

Re: **Jonah J. Cormier v.**
JPMorgan Chase & Co., et al
15th JDC Lafayette Parish, Louisiana

Dear Mr. Perret:

In connection with the above, please find enclosed for filing a Petition for Damages and for Preliminary or Permanent Injunctive Relief to Arrest Seizure and Sale; Verification; Request for Notice; and my firm's check to cover filing fees. Please file the above of record and notice all parties as indicated and return a conformed copy to my office for completion of my file.

mailed 3-30-11

Should you have any questions or require anything further to comply with my request, please do not hesitate to contact my office.

Thanking you in advance for your usual prompt service, I remain,

Truly yours,

R. J. Fonseca, Jr.
Attorney at Law

RJF/tf

Enclosures



Ordered by Atty.: R.J. FONSECA, JR

CITATION

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

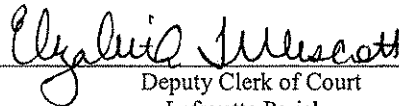
STATE OF LOUISIANA

TO: CHASE HOME FINANCE, LLC
THROUGH ITS REGISTERED AGENT:
CT CORPORATION SYSTEM
5615 CORPORATE BLVD.
STE. 400B
BATON ROUGE, LA 70808

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.


Deputy Clerk of Court
Lafayette Parish

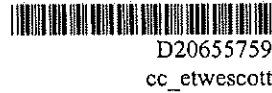
***Attached are the following documents:**

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN

Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____
Served: _____
Personal () _____
Domiciliary () on _____
Unable to Locate Moved () No Such Address ()
Other Reason: _____
Received Too Late For Service ()
Service Of Within Papers
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy _____



Ordered by Atty.: R.J. FONSECA, JR

CITATION

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

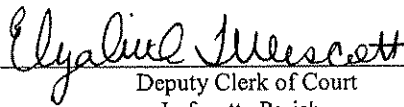
STATE OF LOUISIANA

TO: JPMORGAN CHASE & CO:
THROUGH THE SECRETARY OF STATE

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.


Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:

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Ordered by Atty.: R.J. FONSECA, JR

CITATION

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana


STATE OF LOUISIANA

TO: CHASE HOME FINANCE, LLC
THROUGH ITS ATTORNEY OF RECORD:
FRED J. DAIGLE, ATTORNEY AT LAW
GRAHAM, ARCENEUX, & ALLEN, LLC
601 POYDRAS, SUITE 2210
NEW ORLEANS, LA 70130

of the Parish of ORLEANS

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.


Deputy Clerk of Court
Lafayette Parish

***Attached are the following documents:**

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN

Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____

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Personal () _____

Domiciliary () on _____

Unable to Locate Moved () No Such Address ()

Other Reason: _____

Received Too Late For Service ()

Service Of Within Papers

Costs Fee \$ _____ Mileage \$ _____ Total \$ _____

Deputy _____



D20655650

cc_etwescott

NOTICE OF HEARING DATE OF SUIT

TO: RAMON J FONSECA JR
217 RUE LOUIS XIV STE 100
LAFAYETTE, LA 70508-5778

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

Before Judge JOHN D. TRAHAN

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

The above numbered and entitled case in which you are attorney for plaintiff/defendant has been set for hearing in the Lafayette Parish Courthouse, Lafayette, Louisiana, for **MAY 16, 2011**, at the hour of **10:00 A.M..**

RULE/MOTION:

PRELIMINARY OR PERMANENT INJUNCTION ARRESTING THE SEIZURE AND SALE OF IMMOVABLE PROPERTY ISSUED, FILED ON BEHALF OF JONAH J. CORMIER

Lafayette, Louisiana, this March 30, 2011 .

Deputy Clerk of Court
Lafayette Parish

cc:

Order Date: MARCH 29, 2011
Filed Date: 3/28/2011



D20655742
cc_etwescott

Ordered by Atty.: R.J. FONSECA, JR

RULE NISI

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A
Before Judge JOHN D. TRAHAN


CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

TO: CHASE HOME FINANCE, LLC
THROUGH ITS REGISTERED AGENT:
CT CORPORATION SYSTEM
5615 CORPORATE BLVD.
STE. 400B
BATON ROUGE, LA 70808

BY VIRTUE OF an order from the Honorable Court, Fifteenth Judicial District Court in and for the Parish of Lafayette, State of Louisiana of date MARCH 29, 2011, you are hereby ordered to appear in Open Court on **MAY 16, 2011**, at 10:00 A.M., in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this March 30, 2011.


Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

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Lafayette Parish Sheriff

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Deputy _____

Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off.



Ordered by Atty.: R.J. FONSECA, JR

RULE NISI

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A
Before Judge JOHN D. TRAHAN

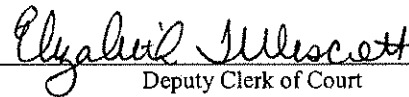
CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

TO: JPMORGAN CHASE & CO:
THROUGH THE SECRETARY OF STATE

BY VIRTUE OF an order from the Honorable Court, Fifteenth Judicial District Court in and for the Parish of Lafayette, State of Louisiana of date MARCH 29, 2011, you are hereby ordered to appear in Open Court on MAY 16, 2011, at 10:00 A.M., in order to show cause why you should not comply with the attached order.

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Deputy Clerk of Court
Lafayette Parish

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Lafayette Parish Sheriff

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D20655700

cc_etwescott

Ordered by Atty.: R.J. FONSECA, JR

RULE NISI

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A
Before Judge JOHN D. TRAHAN


CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

TO: CHASE HOME FINANCE, LLC
THROUGH ITS ATTORNEY OF RECORD:
FRED J. DAIGLE, ATTORNEY AT LAW
GRAHAM, ARCENEUX, & ALLEN, LLC
601 POYDRAS, SUITE 2210
NEW ORLEANS, LA 70130

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WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this March 30, 2011.


Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE
RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL,
HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN
Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____
Served: _____
Personal () _____
Domiciliary () on _____
Unable to Locate Moved () No Such Address ()
Other Reason: _____
Received Too Late For Service () _____
Service Of Within Papers _____
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy _____

Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off.



1120655676
cc_etwescott

Ordered by Atty.: R.J. FONSECA, JR

CITATION

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

STATE OF LOUISIANA

TO: CHASE HOME FINANCE, LLC
THROUGH ITS ATTORNEY OF RECORD:
FRED J. DAIGLE, ATTORNEY AT LAW
GRAHAM, ARCENEUX, & ALLEN, LLC
601 POYDRAS, SUITE 2210
NEW ORLEANS, LA 70130

of the Parish of ORLEANS

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.

Elyse M. Escott

Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN

Lafayette Parish Sheriff

Date Served: 4-5-, 20 11 Time: _____
Served: _____
Personal ☒ See Anne
Domiciliary () on _____
Unable to Locate Moved () No Such Address ()
Other Reason: _____
Received Too Late For Service ()
Service Of Within Papers
Costs Fee \$ Richard A Spindel Mileage \$ _____ Total \$ _____
Deputy 131

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011

Justin Dugas
By Clerk of Court

RECEIVED
2011 APR -U P 4:36
CLERK'S OFFICE
LAFAYETTE PARISH

1 9106 28



D20655676

cc_etwescott

Ordered by Atty.: R.J. FONSECA, JR

CITATION**JONAH J CORMIER****Fifteenth Judicial District Court****VS****Docket Number: C-20111813 A****CHASE HOME FINANCE LLC, ET AL****Parish of Lafayette, Louisiana****STATE OF LOUISIANA**

**TO: CHASE HOME FINANCE, LLC
THROUGH ITS ATTORNEY OF RECORD:
FRED J. DAIGLE, ATTORNEY AT LAW
GRAHAM, ARCENEUX, & ALLEN, LLC
601 POYDRAS, SUITE 2210
NEW ORLEANS, LA 70130**

of the Parish of ORLEANS

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Witness the Honorable Judges of said Court, this March 30, 2011.

Deputy Clerk of Court
Lafayette Parish

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**CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE
RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL,
HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE**

SHERIFF'S RETURN

Lafayette Parish Sheriff

Date Served: 4-5-, 20 11 Time: _____

Served: _____

Personal ☒ See Anne

Domiciliary () on _____

Unable to Locate Moved () No Such Address ()

Other Reason: _____

Received Too Late For Service ()

Service Of Within Papers

Costs Fee \$ _____ Mileage \$ _____ Total \$ _____

Deputy Richard A. Spindel 131

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011

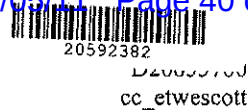
Jaqueline Dugan
By: Clerk of Court

ORIGINAL FILED
SHERIFF'S RETURN

2011 APR - U P 4:36

RECEIVED

1 9106 28



Ordered by Atty.: R.J. FONSECA, JR

RULE NISI**JONAH J CORMIER****Fifteenth Judicial District Court****VS****Docket Number: C-20111813 A
Before Judge JOHN D. TRAHAN****CHASE HOME FINANCE LLC, ET AL****Parish of Lafayette, Louisiana**

**TO: CHASE HOME FINANCE, LLC
THROUGH ITS ATTORNEY OF RECORD:
FRED J. DAIGLE, ATTORNEY AT LAW
GRAHAM, ARCENEUX, & ALLEN, LLC
601 POYDRAS, SUITE 2210
NEW ORLEANS, LA 70130**

BY VIRTUE OF an order from the Honorable Court, Fifteenth Judicial District Court in and for the Parish of Lafayette, State of Louisiana of date MARCH 29, 2011, you are hereby ordered to appear in Open Court on **MAY 16, 2011, at 10:00 A.M.**, in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this March 30, 2011.

Elyse M. McCrory
Deputy Clerk of Court
Lafayette Parish

***Attached are the following documents:**

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

**SHERIFF'S RETURN
Lafayette Parish Sheriff**

Date Served: 4-5, 20 11 Time: _____
Served: _____
Personal ☒ See Anne
Domiciliary () on _____
Unable to Locate _____ Moved () _____ No Such Address () _____
Other Reason: _____
Received Too Late For Service () _____
Service Of Within Papers _____
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy Richard G. Spindel 131

Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off.

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011

Justin Dugas
By Clerk of Court

W
2 9106 28



Marlin N. Gusman
Sheriff, Orleans Parish
421 Loyola Avenue
Room 403
New Orleans, LA 70112

Parish: Lafayette

R. J. Fonseca

Bar Roll Number: 26883

Case: (28)20111813 JONAH J CORMIER vs CHASE HOME FINANCE ETAL

I HEREBY CERTIFY, that the Sheriff's fees due Marlin N. Gusman in the above case
amount to the following:

<u>Serial Number</u>	<u>Service Type</u>	<u>Return Charge</u>
1	Citation & Petition	\$20.00

PLEASE RETURN STATEMENT WITH CHECK

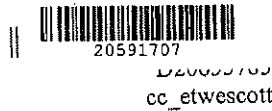
New Orleans, LA

April 6, 2011

Larry J Reeves
Deputy Sheriff

Clerk of Court, 15th District
Hon. O. C. Dan Guilliot
P.O. Box 2009

Lafayette, La. 70502-2009



Ordered by Atty.: R.J. FONSECA, JR

RULE NISI

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A
Before Judge JOHN D. TRAHAN


CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

TO: JPMORGAN CHASE & CO:
THROUGH THE SECRETARY OF STATE

BY VIRTUE OF an order from the Honorable Court, Fifteenth Judicial District Court in and for the Parish of Lafayette, State of Louisiana of date MARCH 29, 2011, you are hereby ordered to appear in Open Court on MAY 16, 2011, at 10:00 A.M., in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this March 30, 2011.


Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:


CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL, HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN
Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____ APR 06 2011
Served: _____
Personal () _____
Domiciliary () on _____
Unable to Locate _____ Moved () _____ No Such Address _____
Other Reason: _____
Received Too Late For Service () _____
Service Of Within Papers _____
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy _____
I made service on the named party through the _____
Office of the Secretary of State
Tendering a copy of this document to _____
JULIE NESBITT _____ TAMMY GLOVER _____ MEGHAN SHANKS
Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off.

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011


Deputy Clerk of Court



20591582
J20003/09
cc_etwescott

Ordered by Atty.: R.J. FONSECA, JR

CITATION

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A

CHASE HOME FINANCE LLC, ET AL

Parish of Lafayette, Louisiana

STATE OF LOUISIANA

TO: JPMORGAN CHASE & CO:
THROUGH THE SECRETARY OF STATE

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.

Elizabeth J. Wescott
Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:

CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE
RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL,
HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE

SHERIFF'S RETURN
Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____

Served: _____

Personal () _____

Domiciliary () on _____

Unable to Locate Moved () No Such Address ()

Other Reason: _____

Received Too Late For Service ()

Service Of Within Papers

Costs Fee \$ _____ Mileage \$ _____ Total \$ _____

Deputy _____

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011

Pauline Dugas
By: Clerk of Court

APR 06 2011

I made service on the named party through the
Office of the Secretary of State

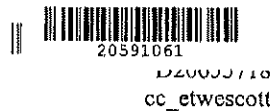
by tendering a copy of this document to

☒ JULIE NESBITT

☒ TAMMY GLOVER

☐ MEGHAN SHANKS

E. Cummings
Deputy Sheriff, Parish of East Baton Rouge, Louisiana



Ordered by Atty.: R.J. FONSECA, JR

CITATION**JONAH J CORMIER****Fifteenth Judicial District Court****VS****Docket Number: C-20111813 A****CHASE HOME FINANCE LLC, ET AL****Parish of Lafayette, Louisiana****STATE OF LOUISIANA**

**TO: CHASE HOME FINANCE, LLC
THROUGH ITS REGISTERED AGENT:
CT CORPORATION SYSTEM
5615 CORPORATE BLVD.
STE. 400B
BATON ROUGE, LA 70808**

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). Alternatively, you should file an answer or other pleading to said petition in the office of the Clerk of the Fifteenth Judicial District Court, in the Lafayette Parish Courthouse, Lafayette, Louisiana, within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this March 30, 2011.

Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents:

**CC: PETITION FOR DAMAGES AND FOR PRELIMINARY OR PERMANENT INJUNCTIVE
RELIEF TO ARREST SEIZURE AND SALE, VERIFICATION, REQUEST FOR NOTICE OF TRIAL,
HEARINGS AND ORDERS, AND ORDER FOR RULE TO SHOW CAUSE**

SHERIFF'S RETURN

Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____
Served: _____
Personal () _____
Domiciliary () on _____
Unable to Locate Moved () No Such Address ()
Other Reason: _____
Received Too Late For Service ()
Service Of Within Papers
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy _____

APR 06 2011
service on the named party through the
CT Corporation
tendering a copy of this document to
LYNETTE BASS
JULIE CHISM
RODERICK THOMAS
E. Cummings
Deputy Sheriff, Parish of East Baton Rouge, Louisiana

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011

Deputy Clerk of Court

Sid J. Gautreaux
Sheriff East Baton Rouge Parish

Clerk of Court Lafayette Parish
P.O. Box 2009

Lafayette, LA 70502

DISTRICT COURT
For the Parish of East Baton Rouge
4/7/2011

Case: (28) 20111813 JONAH J CORMIER vs CHASE HOME FINANCE LLC, ET AL
1,045,948

Nbr	Date	Service Type	Charges
RULE			
4	04/07/2011	Mileage Charge	\$9.36
4	04/07/2011	RULE JP MORGAN CHASE & CO; 1 Sos; BATON ROUGE, LA 70809	\$20.00

Case Total: \$29.36

Total: \$29.36

Please make check payable to:
Sid J. Gautreaux, Sheriff
P.O. Box 3277
Baton Rouge, LA 70821

PLEASE RETURN THIS BILL WITH CHECK



DZ0035142
cc_etwescott

Ordered by Atty.: R.J. FONSECA, JR

RULE NISI

JONAH J CORMIER

Fifteenth Judicial District Court

VS

Docket Number: C-20111813 A
Before Judge JOHN D. TRAHAN

CHASE HOME FINANCE LLC, ET AL Parish of Lafayette, Louisiana

TO: CHASE HOME FINANCE, LLC
THROUGH ITS REGISTERED AGENT:
CT CORPORATION SYSTEM
5615 CORPORATE BLVD.
STE. 400B
BATON ROUGE, LA 70808

BY VIRTUE OF an order from the Honorable Court, Fifteenth Judicial District Court in and for the Parish of Lafayette, State of Louisiana of date MARCH 29, 2011, you are hereby ordered to appear in Open Court on **MAY 16, 2011, at 10:00 A.M.**, in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this March 30, 2011.

Clyde W. Etwescott
Deputy Clerk of Court
Lafayette Parish

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SHERIFF'S RETURN
Lafayette Parish Sheriff

Date Served: _____, 20____ Time: _____
Served: _____
Personal () _____
Domiciliary () on _____
Unable to Locate Moved () No Such Address ()
Other Reason: _____
Received Too Late For Service ()
Service Of Within Papers
Costs Fee \$ _____ Mileage \$ _____ Total \$ _____
Deputy _____

APR 06 2011
service on the named party through the
CT Corporation
y tendering a copy of this document to
LISA UTTECH
RODERICK THOMAS
LYNETTE BASS
JULIE GHISM
Children under 12 are not allowed in Court unless they are parties, witnesses or part of an authorized group. Please dress appropriately. Cellular phones and beepers must be off during court proceedings.
Deputy Sheriff, Parish of Lafayette, Louisiana

Lafayette Parish Clerk of Court
Filed This Day

APR 11 2011

Pauline Dugas
Clerk of Court

Sid J. Gautreaux
Sheriff East Baton Rouge Parish

Clerk of Court Lafayette Parish
P.O. Box 2009

Lafayette, LA 70502

DISTRICT COURT
For the Parish of East Baton Rouge
4/5/2011

Case: (28) 20111813 JONAH J CORMIER vs CHASE HOME FINANCE LLC, ET AL
1,045,948

Nbr	Date	Service Type	Charges
RULE			
3	04/05/2011	Mileage Charge	\$9.36
3	04/05/2011	RULE	\$20.00
		CHASE HOME FINANCE, LLC; 1 Ct; BATON ROUGE, LA 70809	

Case Total: \$29.36

Total: \$29.36

Please make check payable to:
Sid J. Gautreaux, Sheriff
P.O. Box 3277
Baton Rouge, LA 70821

PLEASE RETURN THIS BILL WITH CHECK



McGLINCHEY STAFFORD PLLC

LOUISIANA MISSISSIPPI NEW YORK OHIO TEXAS

7400

MEMORANDUM OF TRANSMITTAL

April 20, 2011

TO: Clerk of Court, Lafayette Parish

Fax Number (337) 291-6392 291-6480

FROM: Jonathan Wilbourn

RE: Jonah J. Cormier vs. JPMorgan Chase & Co. and Chase Home Finance, LLC; Suit No. 2011-1813; Div. "A"
Our File No. 13962.652

MESSAGES, NOTES, COMMENTS:

NO. OF PAGES: (Including Cover)

FAX

CLERK OF COURT
LAFAYETTE PARISH, LA.
2011 APR 20 PM 4:03

IF YOU EXPERIENCE DIFFICULTIES IN TRANSMISSION, OR DO NOT RECEIVE ALL PAGES INDICATED, PLEASE CONTACT SUSAN SMITH, AT EXT. 454.

Confidentiality Statement

"The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If you are not the intended recipient, or the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any disclosure, dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this transmission in error, please immediately notify us by telephone and return the original message to us at the above address via the United States Postal Service."

Fourteenth Floor, One American Place, Baton Rouge, LA 70825 • (225) 383-0000 • Fax (225) 343-3078 • www.mcglinchey.com

AB



15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE
STATE OF LOUISIANA

NO. 2011-1813

DIV. "A"

JONAH J. CORMIER

VERSUS

JPMORGAN CHASE & CO. and CHASE HOME FINANCE LLC

FILED: _____

DEPUTY CLERK

**CONSENT MOTION FOR EXTENSION OF TIME TO
FILE RESPONSIVE PLEADINGS**

NOW INTO COURT, through undersigned counsel, comes Chase Home Finance LLC and JPMorgan Chase & Co. (collectively "Chase"), who, while reserving all challenges to venue, the sufficiency of service of process, rights to compel arbitration, and any available defenses, requests an extension of time of an additional thirty (30) days in which to file responsive pleadings in the above-captioned matter for the following reasons:

1.

Chase was served with a copy of the plaintiff's petition on April 6, 2011.

2.

Chase requires additional time to investigate the factual assertions and claims made in the petition in order to prepare appropriate responsive pleadings.

3.

Chase's responsive pleadings are currently due on April 21, 2011.

4.

Chase requests an additional thirty (30) days within which to investigate the claims and file responsive pleadings, which is through and including May 23, 2011.

5.

This is the first request for an extension of time filed by Chase.

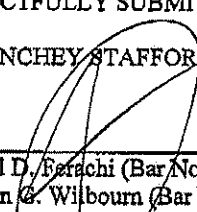
6.

Undersigned counsel has conferred with counsel for the plaintiff (R.J. Fonseca), who has represented that he has no objection to Chase's request for a thirty day extension of time in which to file responsive pleadings.

WHEREFORE, Chase Home Finance LLC and JPMorgan Chase & Co. request that they be granted an additional thirty (30) days within which to file responsive pleadings, which is through and including May 23, 2011.

RESPECTFULLY SUBMITTED:

McGLINCHEY STAFFORD, PLLC



Michael D. Farachi (Bar No. 19566)
Jonathan G. Wilbourn (Bar No. 27683)
Fourteenth Floor, One American Place
Baton Rouge, Louisiana 70825
Telephone: (225) 383-9000
Telecopier: (225) 343-3076

ATTORNEYS CHASE HOME FINANCE LLC
and JPMORGAN CHASE & CO.

CERTIFICATE OF SERVICE

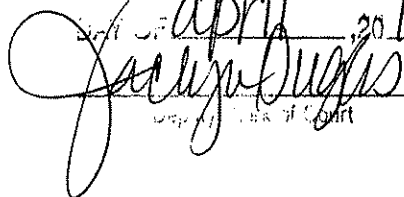
I HEREBY CERTIFY that a copy of the above and foregoing pleading has been served upon all counsel of record in this matter via U. S. Mail, first class, postage prepaid and properly addressed, this 20th day of April, 2011.

Jonathan G. Wilbourn



FILED THIS 20

DAY OF April, 2011



Judge Douglas

**15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE
STATE OF LOUISIANA**

NO. 2011-1813

DIV. "A"

JONAH J. CORMIER

VERSUS

JPMORGAN CHASE & CO. and CHASE HOME FINANCE LLC

FILED: _____

DEPUTY CLERK

ORDER

The Consent Motion for Extension of Time considered;

IT IS HEREBY ORDERED that Chase Home Finance LLC and JPMorgan Chase & Co. be allowed an additional thirty (30) days, which is through and until May 23, 2011, in which to provide responsive pleadings to the petition filed in this matter.

THUS DONE AND SIGNED in _____, State of Louisiana on the ____ day of _____, 2011.

Judge, 15th Judicial District Court
Parish of Lafayette, State of Louisiana

04/20/2011 14:48 FAX 3372916480

LAF PAR CLERK CIVIL

001

*** RX REPORT ***

RECEPTION OK

TX/RX NO	9934
RECIPIENT ADDRESS	225 343 3076
DESTINATION ID	
ST. TIME	04/20 14:47
TIME USE	00'42
PGS.	5
RESULT	OK

APR. 20. 2011 3:50PM MCGLINCHY BR

NO 225 P 2/5



JONATHAN G. WILBOURN
(225) 382-3804 Direct Telephone
(225) 612-7113 Direct Facsimile
jwilbourn@mcglinchey.com

FLORIDA LOUISIANA MISSISSIPPI NEW YORK OHIO TEXAS

April 20, 2011

VIA FACSIMILE (337) 291-6392
AND OVERNIGHT MAIL

Clerk of Court
15th Judicial District Court, Lafayette Parish
800 S. Buchanan St.
PO Box 2009
Lafayette, LA 70502

13962.652

RE: Jonah J. Cormier vs. JPMorgan Chase & Co. and Chase Home Finance,
LLC; Suit No. 2011-1813; Div. "A"

Dear Clerk:

Enclosed please find an original and one copy of the Consent Motion for Extension of Time to File Responsive Pleadings in connection with the referenced matter. Please file stamp the additional copy and return it to me for my files.

Sincerely,

McGlinchey Stafford, PLLC

Jonathan G. Wilbourn

JW:ss
Enclosure
cc: R.J. Fonseca

TO: COMMISSIONER OF INSURANCE
P. O. BOX 94214
BATON ROUGE, LA 70804

FROM: CLERK OF COURT, PARISH OF Lafayette

RE: R.S. 9:2800.7



PERSONAL INJURY SUIT

Section A shall be obtained by the Clerk of Court at the time suit is filed and submitted to the Commissioner of Insurance within 30 days of filing. Section A shall also be completed at the time judgment becomes definitive.

A. INITIAL INFORMATION

1. Caption of Suit: Jonah J. Cormier

vs

Chase Home Finance, et al

- a). Parish: Lafayette
c). Judicial District: 15th JDC
e). Type Suit: Petition for Damages
1. ☐ Auto
 2. ☐ Uninsured Motorist
 3. ☐ Government Liability
 4. ☐ General Liability
 5. ☐ Products Liability
 6. ☐ Property Damage
 8. ☐ Other

b). Docket No.: 20111813 A
d). Filing Date: 3-28-11

7. ☐ Professional Liability
- a. ☐ Medical
 - b. ☐ Legal
 - c. ☐ Architectural
 - d. ☐ Accounting
 - e. ☐ Engineering

2. Nature of Injuries (If ascertainable from petition):

Not applicable. This suit is for damage to financial standing.

Section B shall be obtained by the Clerk of Court and submitted to the Commissioner of Insurance within 30 days of definitive judgment. (Section A (1) a-c must also be completed in order to accurately report.)

B. JUDGMENT INFORMATION:

- a. Judgment by the Merit Trial:
- a). ☐ Judge ☐ Jury
 - b). ☐ For the Plaintiff ☐ For the Defendant
 - c). ☐ Judgment awarded, exclusive of interest and costs:
 - i. ☐ -0-
 - ii. ☐ -0- but less than \$10,000
 - iii. ☐ \$10,000 but less than \$25,000
 - iv. ☐ \$25,000 but less than \$50,000
 - v. ☐ \$50,000 but less than \$100,000
 - vi. ☐ \$100,000 but less than \$250,000
 - vii. ☐ \$250,000 but less than \$500,000
 - viii. ☐ \$500,000 but less than \$750,000
 - ix. ☐ \$750,000 but less than 1,000,000
 - x. ☐ \$1,000,000 but less than \$2,000,000
 - xi. ☐ \$2,000,000 or more

Date of judgment: _____

2. Appeal Status:

a). ☐ Appeal Enteredb). ☐ No Appeal Entered

Section C shall be completed by the Clerk of Court and submitted to the Commissioner of Insurance within 30 days of dismissal.

C. DISMISSAL INFORMATION

- a. Date of dismissal: _____
- b. ☐ With Prejudice ☐ Without Prejudice

D. PROCESSING FEE - \$10.00 shall be taxed as costs of court in each suit on which the information required by this section is submitted by the Clerk of Court. Upon rendering of judgment under Section B of this form or dismissal under Section C of this form, \$5.00 shall be paid to the Commissioner of Insurance by the Clerk of Court and \$5.00 shall be retained by the Clerk from the court costs paid in Section D.

Clerk or Deputy Clerk: _____

FONSECA & ASSOCIATES

ATTORNEYS AND COUNSELORS AT LAW
A Professional Limited Liability Company

[217 RUE LOUIS XIV SUITE 100 | LAFAYETTE, LOUISIANA 70508 |
| OFFICE: (337) 456-1163 | FACSIMILE: (337) 232-8740 |



20927554

RECEIVED
2011 APR 28 10:17 AM

April 19, 2011

Honorable Louis J. Perret
Clerk of Court, Lafayette Parish
P.O. Box 2009
Lafayette, LA 70502

Re: Jonah J. Cormier v. Chase Home Finance, LLC, et al
Docket No. C-20111813 A
15th Judicial District Court
Lafayette Parish, Louisiana

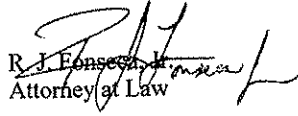
Dear Mr. Perret:

In connection with the above, please find enclosed the required insurance reporting form as requested by your office upon filing of my Petition for Damages.

Should you have any questions or require anything further to comply with my request, please do not hesitate to contact my office.


Thanking you in advance for your usual prompt and courteous service, I remain,

Truly yours,


R. J. Fonseca, Jr.
Attorney at Law

RJF/tf

Enclosure


D20987509
cc_jbdugas

Louis J. Perret
Clerk of Court, Lafayette Parish
P. O. Box 2009
Lafayette, LA 70502
Telephone: (337) 291-6400

April 21, 2011

FACSIMILE TRANSMISSION RECEIPT

RE: JONAH J CORMIER
VS
CHASE HOME FINANCE LLC, ET AL
Docket Number: C-20111813 A

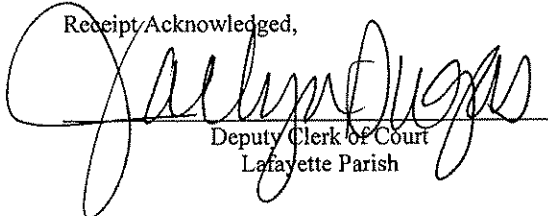
DATE FACSIMILE RECEIVED: APRIL 20-2011
DESCRIPTION OF PLEADING: CONSENT MOTION FOR EXTENSION OF TIME TO FILE
RESPONSIVE PLEADINGS
FILED ON BEHALF OF: CHASE HOME FINANCE LLC AND JPMORGAN CHASE & CO.
ATTORNEY: JONATHAN G. WILBOURN
RECEIPT FAXED TO NUMBER: 225-343-3076

This is to acknowledge that the above described facsimile transmission was received and filed on the date shown above. In accordance with R.S. 13:850, the original must be received by our office within five (5) days (exclusive of legal holidays) from the date the facsimile was received, along with a filing fee of \$74.00 which includes a transmission fee of \$5.00. **Please note that this amount does not reflect any money that you may have on deposit in this matter. It is strictly the amount that is needed to file the above faxed pleading.**

IF YOU HAVE ANY QUESTIONS REGARDING COURT COST IN THIS MATTER, PLEASE CONTACT THE COST DEPARTMENT AT (337) 291-6314.

The Lafayette Parish Clerk of Court's office will not process from a facsimile filing. We will process from original documents only.

Receipt/Acknowledged,


Deputy Clerk of Court
Lafayette Parish

*** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1828
RECIPIENT ADDRESS 912253433076
DESTINATION ID
ST. TIME 04/21 13:06
TIME USE 00'44
PAGES SENT 1
RESULT OK

|||||
D20987509
cc_jbdugas

Louis J. Perret
Clerk of Court, Lafayette Parish
P. O. Box 2009
Lafayette, LA 70502
Telephone: (337) 291-6400

April 21, 2011

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VS
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Docket Number: C-20111813 A

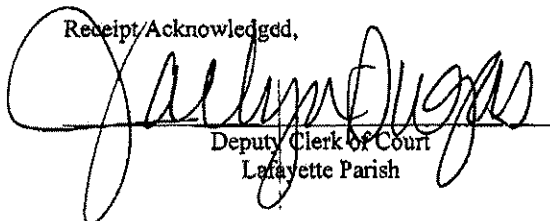
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Receipt/Acknowledged,


Deputy Clerk of Court
Lafayette Parish



15TH JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE
STATE OF LOUISIANA

NO.: C-20111813

JONAH J. CORMIER

versus

JPMORGAN CHASE & CO AND CHASE HOME FINANCE, LLC

2011 APR 19 AM 7:13
DIVISION A/3

MOTION TO CONTINUE WITHOUT DATE

NOW INTO COURT, through undersigned counsel, comes Plaintiff, JONAH J. CORMIER, who is moving this court for a continuance and respectfully represents:

1.

This matter is presently set for Rule to Show Cause on Monday, May 16, 2011.

2.

Counsel for Defendant has no objection to continuance.

WHEREFORE, undersigned counsel moves for a continuance in this matter.

CLERK OF COURT
LAFAYETTE PARISH
2011 APR 29 AM 8:05

FILED THIS 19
DAY OF April, 2011
Heather M. Comeau
Deputy Clerk of Court

Respectfully Submitted By:

Ramon J. Fonseca, Jr.
Ramon J. Fonseca, Jr., #26883
217 Rue Louis XIV, Suite 100
Lafayette, Louisiana 70508
Office (337) 456-1163
Facsimile (337) 232-8740

ORDER

Foregoing Motion considered, IT IS ORDERED that the continuance is hereby granted and the Trial be continued without date.

Lafayette, Louisiana this 25th day of April, 2011.

DISTRICT JUDGE

CERTIFICATE OF SERVICE

I certify that I have served a copy of the foregoing pleading on all counsel to this proceeding by facsimile transmission, hand delivery, or by placing same in the United States mail, postage prepaid, this 18th day of April, 2011.

R. J. FONSECA, JR.

FILED THIS 25
DAY OF April, 2011
Heather M. Comeau
Deputy Clerk of Court

STATE OF LOUISIANA PARISH OF LAFAYETTE
I hereby certify that a certified copy of the judgment order has been mailed/served on

parties this 2nd day of May, 2011
Heather M. Comeau
Deputy Clerk of Court

cc: Ramon J. Fonseca, Jr.
Jonathan G. Wilbourn

A TRUE COPY ATTEST

Lafayette, La. 5-2-11
Heather M. Comeau
DY. CLERK OF COURT

15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE
STATE OF LOUISIANA

NO. 2011-1813

DIV. "A"

JONAH J. CORMIER

VERSUS

JPMORGAN CHASE & CO. and CHASE HOME FINANCE LLC

FILED: _____

DEPUTY CLERK

CONSENT MOTION FOR EXTENSION OF TIME TO
FILE RESPONSIVE PLEADINGS

NOW INTO COURT, through undersigned counsel, comes Chase Home Finance LLC and JPMorgan Chase & Co. (collectively "Chase"), who, while reserving all challenges to venue, the sufficiency of service of process, rights to compel arbitration, and any available defenses, requests an extension of time of an additional thirty (30) days in which to file responsive pleadings in the above-captioned matter for the following reasons:

1.

Chase was served with a copy of the plaintiff's petition on April 6, 2011.

2.

Chase requires additional time to investigate the factual assertions and claims made in the petition in order to prepare appropriate responsive pleadings.

3.

Chase's responsive pleadings are currently due on April 21, 2011.

4.

Chase requests an additional thirty (30) days within which to investigate the claims and file responsive pleadings, which is through and including May 23, 2011.

5.

This is the first request for an extension of time filed by Chase.

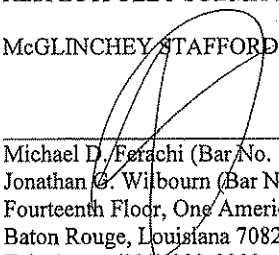
6.

Undersigned counsel has conferred with counsel for the plaintiff (R.J. Fonseca), who has represented that he has no objection to Chase's request for a thirty day extension of time in which to file responsive pleadings.

WHEREFORE, Chase Home Finance LLC and JPMorgan Chase & Co. request that they be granted an additional thirty (30) days within which to file responsive pleadings, which is through and including May 23, 2011.

RESPECTFULLY SUBMITTED:

McGLINCHEY STAFFORD, PLLC



Michael D. Ferachi (Bar No. 19566)
Jonathan G. Wilbourn (Bar No. 27683)
Fourteenth Floor, One American Place
Baton Rouge, Louisiana 70825
Telephone: (225) 383-9000
Telecopier: (225) 343-3076

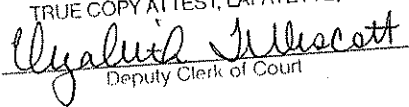
**ATTORNEYS CHASE HOME FINANCE LLC
and JPMORGAN CHASE & CO.**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above and foregoing pleading has been served upon all counsel of record in this matter via U. S. Mail, first class, postage prepaid and properly addressed, this 2nd day of April, 2011.

Jonathan G. Wilbourn



FILED THIS 25 DAY OF april, 2011
TRUE COPY ATTEST, LAFAYETTE, LA

Deputy Clerk of Court

15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE
STATE OF LOUISIANA

NO. 2011-1813

DIV. "A"

JONAH J. CORMIER

VERSUS

JPMORGAN CHASE & CO. and CHASE HOME FINANCE LLC

FILED: _____

DEPUTY CLERK

ORDER

The Consent Motion for Extension of Time considered;

IT IS HEREBY ORDERED that Chase Home Finance LLC and JPMorgan Chase & Co. be allowed an additional thirty (30) days, which is through and until May 23, 2011, in which to provide responsive pleadings to the petition filed in this matter.

THUS DONE AND SIGNED in Crowley, State of Louisiana on the 28
day of April, 2011.

s/ John D. Trahan
Judge, 15th Judicial District Court
Parish of Lafayette, State of Louisiana

FILED THIS 28 DAY OF April, 2011
TRUE COPY ATTEST, LAFAYETTE, LA
Clyde W. Muscott
Deputy Clerk of Court